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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Tulgren et al.

Application No.: 10/658,670

Filed: September 9, 2003

Title: MODULAR PET FURNITURE

Office of Petitions
Patent and Trademark OfficePETITION FOR REVIVAL OF ABANDONED APPLICATIONMail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-145011/07/2005 TL0111 00000049 160631 10658670
01 FC:2453 750.00 DA

Sir:

The Applicant hereby requests revival of the present application for unintentional abandonment. An Office Action mailed October 26, 2004 was not responded to by the attorney of record in the case. The applicants, Nancy Tulgren and Gregory Tulgren, did not intend for this case to go abandoned and did not authorize the attorney handling this file to not respond to the Office Action. The entire delay in filing the required reply from the due date for the reply until the filing of the petition pursuant to 37 C.F.R. 1.137(b) was unintentional.

Enclosed herewith is an RCE in response to the Office Action of October 26, 2004.

Because the assignee did not intend to allow the case to go abandoned at any period of time, it is respectfully submitted that a delay in responding to the Patent and Trademark Office was unintentional.

The Commissioner is authorized to charge Deposit Account No. 16-0631 in the amount of \$1,250.00 to cover the petition fee of (\$750.00) and RCE filing fee (\$500.00). The

Application No. 10/658,670

Commissioner is hereby authorized to charge to Deposit Account No. 16-0631 any underpayment, overpayment or additionally required fees.

Respectfully submitted,



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Please grant any extension of time necessary for entry; charge any fee due to Deposit Account No. 16-0631.

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office, Fax No. 571-273-8300 on the date shown below thereby constituting filing of same.

November 4, 2005
Date



Michael A. Bondi